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16 structure.

17 Q. So you don't know; but even if we find

18 some, you don't think it matters.

19 A. I can tell you I didn't -- from where I

20 went, I didn't see any significant

21 tears.

22 Q. Do you know what the mold readings are

23 in that crawlspace?

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1 A. I would imagine them to be pretty high.

2 But no, I do not know, no, sir.

3 Q. And you don't think the presence of

4 mold there would have any impact

5 whatsoever on the presence of mold in

6 the walls?

7 A. Well, the wall cavities are not

8 connected to the basement, so --

9 Q. But your theory is air movement is what

10 causes condensation and mold formation;

11 right?

12 A. The air movement brings in the

13 moisture; the moisture on the material

14 is what provides the mold formation.

15 Q. Right. And the mold is just -- mold

16 spores are in the air everywhere;

17 right?

18 A. I would agree that mold spores are in

19 the air everywhere.

20 Q. So would you agree with me that if

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21 there were found to be very high  
22 concentrations of mold in the  
23 crawlspace, that it is possible that

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1 air could migrate from under there to  
2 the wall cavities and deposit in the  
3 wall?  
4 A. Not without showing specific evidence  
5 that there was a pathway for that to  
6 occur.  
7 Q. well, how does the air get in the wall  
8 generally?  
9 A. Generally, it's going to be from the  
10 exterior of the home, the outside of  
11 the home.  
12 Q. where?  
13 A. well, you've got -- the way the  
14 sheathing is installed, there's gaps  
15 between the sheathing that's not  
16 sealed. There's electrical pathways  
17 through -- periodically through the top  
18 plate as well as some from the bottom  
19 plate.  
20 Q. And you don't think any of that  
21 communicates in any way with the  
22 crawlspace?  
23 A. If the bottom board is torn and

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1 Southern Energy didn't seal their  
2 penetrations like I'm typically aware  
3 of them doing, then that would offer an  
4 opportunity to one area, whatever that  
5 cavity is that has that one  
6 penetration; but you still have to have  
7 a driving force that's not only going  
8 to move the moisture, but it's going to  
9 bring that mold spore into that cavity.  
10 Typically, the underbelly and the  
11 crawlspace of the home is considerably  
12 cooler, so you don't have so much the  
13 hot moving to cold. So you also have  
14 to identify some kind of driving force  
15 that's going to suck that air from the  
16 belly -- or from the basement through  
17 the belly, which the ductwork is  
18 located in the belly. And there's  
19 always going to be some minor duct  
20 leakage, so that belly is pressurized,  
21 pushing the crawlspace air back out.  
22 If I had enough air movement from the  
23 crawlspace coming through that basement

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1 to get into the wall and -- and see the  
2 types of readings that I experienced  
3 during my testing, I would expect to

4                                   982parks.rough depo.txt  
4       have a floor problem somewhere as well  
5       underneath some vinyl in the bathroom,  
6       kitchen, or somewhere.  
7   Q.   Well, let's go back to my question.  
8       And the more directly you can answer  
9       my -- I don't mean to criticize you.  
10      But the more directly you can answer,  
11      the shorter our time will be here  
12      today.  
13                   Is it possible that mold  
14      accumulation in the crawlspace is  
15      finding its way into one or more of the  
16      exterior walls?  
17                   MR. GOULD: Object to the  
18                   form of the form.  
19                   Hypothetical. You can  
20                   answer.  
21   Q.   Is it possible? Yes or no.  
22   A.   Only -- no, it's not a yes or no  
23      question. Yes, it's possible if the

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1      other parameters are available -- path  
2      and a driving force to pull it in  
3      there. It is not probable.  
4   Q.   What is the -- identify for me from a  
5      list standpoint the driving forces that  
6      cause condensation formation on the  
7      back sides of wallboards.  
8   A.   First off, it is a balance of how much

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air can come in versus how much can  
10 pass through. When the amount of  
11 moisture that's migrating into the wall  
12 exceeds the ability of that wall to  
13 dry -- in this case, to the inside --  
14 then you're going to have moisture  
15 accumulation occur.

16 Q. I don't think you answered my question.  
17 what are the driving forces? Let's  
18 just come up with a list. Driving  
19 force one, would you agree negative  
20 pressure?

21 A. If you have the -- first off, the  
22 foundation has to be set that when more  
23 comes in than can pass through. Now,

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1 what causes more to come in than can  
2 pass through. In this situation where  
3 we have a vinyl covering on the inside,  
4 there are things that can make it worse  
5 in some -- as you've gracefully said in  
6 the past, accelerate the condition.  
7 Yes, negative pressure is one of them  
8 that can accelerate the condition.

9 Q. what are some others? You say that hot  
10 goes to cold and wet goes to dry?

11 A. That's correct.

12 Q. what are -- I mean, that doesn't mean  
13 anything to me scientifically. what

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14 are you expressing there? what law of  
15 nature, thermodynamics --  
16 A. Second --  
17 Q. Go ahead.  
18 A. Second Law of Thermodynamics is what  
19 describes the -- basically I've heard  
20 it described as the law of equilibrium,  
21 which states that energy moves from a  
22 greater state to a lesser state,  
23 whether that be heat transfer, moisture

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1 transfer, wet moving to dry, hot moving  
2 to cold.  
3 Q. Which law of thermodynamics is that?  
4 A. That's the Second Law of  
5 Thermodynamics, as I appreciate it.  
6 Q. And can you define for me the Second  
7 Law of Thermodynamics?  
8 A. I thought I just did.  
9 Q. So that's your definition?  
10 A. Yes, sir.  
11 Q. And what is entropy?  
12 A. The entrophy (phonetic) is the total  
13 amount --  
14 Q. No. Entropy.  
15 A. Entropy, right. That's the total  
16 amount of energy contained within a  
17 given quantification, whether it be  
18 ambient air, materials, whatever the

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19 total amount of heat.

20 Q. Define diffusion.

21 A. Diffusion is the ability of water vapor  
22 to move through a material.

23 Q. Other than negative pressure and the

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1 Second Law of Thermodynamics, are there  
2 any other drivers that cause hot, moist  
3 air to accrete on the back of a cool  
4 wallboard? Can wind play a factor?

5 A. Wind -- you go back to negative  
6 pressure: what -- what are things that  
7 are create negative pressures. Yes,  
8 wind can create a pressure  
9 differential.

10 Q. Would you agree with me that it's  
11 important when you're looking at a  
12 building to know which way it's facing,  
13 east or west, and which way the storms  
14 normally come in because windblown rain  
15 can be a source of moisture?

16 A. It depends on what you identified as  
17 your problem. If -- if you only have  
18 one specific area or some isolated  
19 areas, then you look for what those  
20 isolated areas are exposed to versus  
21 the areas that are not experiencing it.

22 Q. Would you agree with me that  
23 wind-driven rain can cause water

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- 1 damage --
- 2 A. Oh --
- 3 Q. -- in a wall?
- 4 A. -- yes, sir.
- 5 Q. So we've identified negative pressure,
- 6 the Second Law of Thermodynamics, wind
- 7 as a potential source. Are there any
- 8 others that you would identify as
- 9 drivers that can cause water to come in
- 10 a wall?
- 11 A. I mean, it's either going to come in as
- 12 a bulk, as a leak --
- 13 Q. I forgot that one. Bulk water leak
- 14 would be the fourth one.
- 15 A. Well, actually, I mean, we're kind of
- 16 chasing our tail again because a bulk
- 17 water leak would be the wind-driven
- 18 leak. That's --
- 19 Q. Well, could be a plumbing leak.
- 20 A. Could be a plumbing leak.
- 21 Q. Could --
- 22 A. Water coming in by either bulk or
- 23 vapor.

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- 1 Q. So we've got negative pressure, the
- 2 Second Law of Thermodynamics. Do you
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3 know that Boyle's Law of Gases is?

4 A. Can't -- can't quote it, but I've read  
5 it. But I'm not -- I can't quote it  
6 right now. Yes, sir.

7 Q. We've established negative pressure,  
8 the Second Law of Thermodynamics, wind,  
9 bulk water. Little bit of overlap  
10 there. Are there any other drivers  
11 that you can identify that can cause  
12 water accretion in a wall?

13 A. Well, again, the way you're stating  
14 that, I just -- I can't -- what causes  
15 that water accumulation is when more  
16 comes in than can pass through. So,  
17 you know, the more permeable the  
18 inside, the greater the margin of error  
19 for -- for other things to go wrong.

20 Q. Do you have any data reflecting whether  
21 on each of these visits there was more  
22 or less water in the walls relative to  
23 your other visits?

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1 A. No. The second visit is when I did all  
2 of my testing. The third visit, I  
3 didn't even go in the house. So there  
4 was no one at home. Mr. Kelly came by,  
5 I think, as I was finishing up; but he  
6 was -- I think he was in a golf cart  
7 headed somewhere so, I mean, he just

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8 very briefly stopped and told me who he  
9 was and told him who I was and what I  
10 was doing.

11 Q. What I'm saying is, you don't have any  
12 evidence to show from one visit to the  
13 next that there's actually been a net  
14 accumulation of water over time.

15 A. No. My visits -- all my testing came  
16 from my second visit.

17 Q. You want to take a five-minute break?

18 A. Yeah.

19 Q. Let's do that.

20 (Brief recess)

21 Q. What year was this home built?

22 A. It was built on January 9th, 2003.

23 Q. Are you familiar with the HUD code

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1 sections relating to wall design that  
2 were available to manufacturers in that  
3 time period?

4 A. Yes, sir, I am.

5 Q. And would you categorize this  
6 particular wall design as a design  
7 enumerated in Section 3280.504(b)1?

8 A. Would I categorize it as that?

9 Q. Yes. Is this a (b)1 wall?

10 A. I would categorize it as that, but I  
11 can't speak to what the intent of the  
12 manufacturer was.

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- 13 Q. And you're familiar with (b)(2) walls.  
14 A. Yes, sir.  
15 Q. You're familiar with (b)(3) walls.  
16 A. That is correct.  
17 Q. At this time period, a waiver was also  
18 available; correct?  
19 A. Correct.  
20 Q. And I think you have opined in the past  
21 that it was always possible for a  
22 manufacturer to get an AC letter or  
23 what is also called alternate

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- 1 construction letter?  
2 A. I believe that to be true.  
3 Q. Among those choices that I've just  
4 listed, other than (b)(1), what would  
5 you consider to be a better alternative  
6 feasible design for this home?  
7 A. Anything that didn't place a continuous  
8 vapor barrier. I mean, you could  
9 utilize (b)(1) if you'd have done  
10 without the vinyl wallboard. There are  
11 methods out there that I have learned  
12 hard and happy approved and stamped  
13 that allow you to build a (b)(1)  
14 without the vinyl-covered wallboard.  
15 So in my opinion, it's that continuous  
16 barrier of the vinyl-covered wallboard  
17 that's creating the problem here.

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- 18 Q. well, what specific design choice are  
19 you saying or will you say at trial  
20 should Southern Energy have adopted  
21 instead of this one?  
22 A. One that works. Even if they're going  
23 to adopt this one, it has to perform.

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- 1 It has to -- and we've been through  
2 that before. But it -- in my opinion,  
3 in order for that wall to function  
4 properly, it should not be accumulating  
5 moisture and mold growth.  
6 Q. All right. Let's see if you can answer  
7 my question. which wall design, which  
8 (b) -- to be or not to be. which (b)  
9 are we going to pick at trial for you?  
10 What are you going to say is the one we  
11 should have done? Don't tell me "one  
12 that works." That's too vague. Tell  
13 me which specific one you are  
14 advocating as an alternative, feasible  
15 design in this case.  
16 A. One that blocks out as much moisture as  
17 possible and lets what does come in go  
18 through, whether that's (b)(1), (b)(2),  
19 (b)(3), or the waiver. I don't care  
20 which one you pick as long as you make  
21 it work.  
22 Q. So is it fair to say, sitting here

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23 today, you don't have a specific design

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1 for an alternative feasible design on  
2 this home?

3 A. There are many designs out there that  
4 I've learned are DAPIA-approved that  
5 would -- that I believe would function  
6 properly.

7 Q. You're not an engineer.

8 A. Not an engineer.

9 Q. You're not a design professional.

10 A. No. I've not been utilized as a  
11 design -- I've been utilized to offer  
12 opinions and test these designs, but  
13 I'm not an engineer or architect.

14 Q. You're not qualified under the HUD code  
15 to draw and stamp prints for walls.

16 A. No, sir.

17 Q. Never had any building-science classes  
18 on how to construct walls under the HUD  
19 code?

20 A. I don't know that there's a  
21 building-science class offered that  
22 specifically addresses the HUD code,  
23 that I'm aware of.

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1 Q. Is that a no?

2 A. No, because I'm not aware of any that  
3 are available.

4 Q. But you've never gone to a day of  
5 college in building science.

6 A. No, sir.

7 Q. No engineering, no architectural  
8 experience.

9 A. Again, no, sir.

10 Q. So let me see if I can ask the question  
11 and get just an answer other than  
12 everything else in the world. Do you  
13 have a specific design in mind for this  
14 home that Southern Energy should have  
15 utilized as an alternative feasible  
16 design that would have been better than  
17 what they used?

18 MR. GOULD: Are you limiting  
19 it to one?

20 MR. SIMPSON: I want him to  
21 identify which one and  
22 why.

23 Q. Just telling me all of them that work,

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1 that's not an answer. Just tell me  
2 which design you're advocating and why.  
3 A. Okay. Well, let's -- let's just start  
4 with (b)(1) and go (b)(2) and then go  
5 to (b)(3). Let's go to each of them

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6 and how they would work properly. A  
7 (b)(3) wall, which is considered to be  
8 a ventilated wall cavity, there is no  
9 requirement to have a vapor barrier on  
10 the living side whatsoever. So one way  
11 of making the Murphy home comply to a  
12 (b)(3) would simply be by using a  
13 paper-covered wall on the interior of  
14 the house or something that had a high  
15 perm rating, whether it be a paper-  
16 covered paneling or a tape-and-texture,  
17 and then drilling a -- I believe it's a  
18 one-inch hole top and bottom of each  
19 wall cavity to make it ventilated.  
20 We're letting some -- some air in, but  
21 we have a wall structure on the inside  
22 that's going to let it pass through  
23 without accumulation. So there's a

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1 (b)(3) wall that I've seen DAPIA  
2 approval for that could have been  
3 utilized in this house.  
4 Q. Any other designs that you're saying  
5 should be or should be alternative  
6 feasible designs for this particular  
7 home?  
8 A. Okay. Let's go to a (b)(2) wall. A  
9 (b)(2) wall describes a wall that has  
10 an external covering or sheathing that

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11 forms a pressure envelope of the home,  
12 and (b)(2) doesn't prescribe a vapor  
13 barrier on the living side. So (b)(2)  
14 could have been used in this particular  
15 home because we don't have the  
16 wind-zone requirements that I've heard  
17 some people speak of. And even when we  
18 did, they could still -- they would  
19 still be able to use, I guess, the  
20 (b)(3) because they can ventilate --  
21 they could ventilate the board. So the  
22 (b)(2), I don't know the specifics.  
23 I've not done one of those.

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1 And then let's back up to the  
2 (b)(1).  
3 Q. Well, let's start with (b)(2).  
4 A. Okay.  
5 Q. We've talked about this many times,  
6 about the fact that (b)(2)'s just don't  
7 exist. Would you agree with that?  
8 A. No, I don't agree with that. I've  
9 heard testimony that some (b)(2)'s were  
10 built.  
11 Q. Have you ever seen one?  
12 A. I've never had one with a moisture  
13 problem. So no, I don't guess I have.  
14 Q. Yes or no, have you ever seen one?  
15 A. Again, I go to problematic homes. So



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16 no, I haven't seen one.

17 Q. Oh, you go to more than just  
18 problematic homes. You put air  
19 conditioners on lots of mobile homes  
20 before you got in the expert business;  
21 right?

22 A. Yes. But I wasn't -- I wasn't  
23 evaluating the homes and how they work.

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1 I was simply putting air conditioning  
2 systems in.

3 Q. I've got 504(b)(2). There's a  
4 scientific formula in there. Have you  
5 ever used that?

6 A. No, sir, I haven't.

7 Q. And you --

8 A. Combined permeability rating?

9 Q. Yeah.

10 A. I don't -- I don't recall. I know I've  
11 done some work with it with engineers  
12 and people in the past, but I've not  
13 produced anything or done that, no.

14 Q. You're not qualified to do the math.

15 A. Qualified --

16 Q. In (b)(2).

17 A. I've not had training and -- no.

18 Q. Never run these calculations in your  
19 life.

20 A. No. My job has consisted of working

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21 with the engineers and the people that  
22 do that.

23 Q. And you have personally never seen a

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1 (b)(2) wall in your life?

2 A. I can't say that I have or not. I've  
3 not went out looking for them. But I  
4 can say that I've not inspected a  
5 (b)(2) with moisture problem because  
6 I've not see one.

7 Q. So it's fair to say you've never seen a  
8 (b)(2) in your life?

9 A. I can't say that I've never seen a  
10 (b)(2) wall. I've never --

11 Q. Can you?

12 A. -- investigated looking for one. I  
13 can't name one specifically that I did  
14 see, but I can't say that I never saw  
15 one because I've not been in -- many of  
16 the houses I go to, I've not  
17 investigated to see whether it's  
18 (b)(1), (b)(2), (b)(3).

19 Q. Sitting here today, you don't know if  
20 you've ever seen a (b)(2) wall.

21 A. I can't say definitively that I have.  
22 I cannot say definitively that I have  
23 not.

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- 1 Q. Just yes or no, Mr. Parks, or we're  
2 going to be here all day. (B)(32).  
3 A. You're wanting a definitive answer;  
4 right?  
5 Q. I just want to know if you've seen a  
6 (b)(2) wall. And that to me seems like  
7 a yes or no question. Have you ever  
8 seen a (b)(2) wall? Yes or no.  
9 A. Not that I can definitively identify as  
10 a (b)(2). I may have seen (b)(2)'s  
11 and -- and --  
12 Q. So you don't know.  
13 A. -- don't recognize it.  
14 Q. You don't know.  
15 A. No, I don't know.  
16 Q. Have you ever seen a (b)(3) wall with  
17 vinyl siding and blackboard?  
18 A. I've seen the DAPIA approval for it.  
19 Q. Have you ever seen one in the field?  
20 A. Again, I've not examined those DAPIA  
21 documents to see how it was -- yes, I  
22 have seen walls that had vinyl siding  
23 exterior sheathing, whether it be

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- 1 playing, OSB, or blackboard, and the  
2 holes drilled top and bottom of every  
3 wall cavity. Yes, I have seen those.  
4 Q. And what evidence do you have that

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- 5 those homes perform better than (b)(1)  
6 walls?  
7 A. Well, you asked me in my opinion if you  
8 remove the vapor barrier from the  
9 inside, which I have worked with many  
10 manufacturers and done that. So I'm  
11 basing that my experience that it will  
12 work. I don't have any documentation  
13 that I can offer up other than the  
14 DAPIA-approved drawings that I have  
15 viewed in some of these other cases  
16 from NTA.  
17 Q. But none of the DAPIA-approved drawings  
18 say one way or the other whether the  
19 wall performs better or worse from  
20 condensation control standpoint; right?  
21 A. I really couldn't tell you that, no.  
22 Q. So it would be an honest answer for you  
23 to say that you don't have any

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- 1 authoritative evidence to suggest one  
2 way or the other whether a (b)(3) wall  
3 is better or worse than a (b)(1) wall.  
4 A. Authoritative evidence, yeah. I  
5 think -- I think we've produced a ton  
6 of authoritative evidence that says  
7 that placing a vapor barrier on the  
8 living side of the wall is detrimental  
9 to the wall cavity.

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10 Q. But what evidence do you have that

11 (b)(3) is better than (b)(1)?

12 A. I would say that same -- that same

13 evidence talks about, you know,

14 removing or not having a low-perm

15 surface on the interior side. Well,

16 that's -- (b)(1) -- (b)(3) doesn't

17 require that.

18 Q. Would you agree with this statement?

19 Moisture accumulation on the back side

20 of a wallboard is a function of a

21 couple of things. One would be the

22 ability for the board to dry to the

23 inside.

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1 A. That would be a factor.

2 Q. The ability of the board to dry to the

3 outside.

4 A. That could be a factor.

5 Q. And the amount of air that touches the

6 board; in other words, the volume or

7 concentration of air that flows through

8 there.

9 A. That accumulates within that cavity,

10 not just what touches the board but

11 accumulates within that cavity, yes,

12 sir.

13 Q. And you would agree with me that a

14 (b)(3) wall gives greater opportunity

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15 for air to accumulate in the cavity.  
16 A. Absolutely. But the walls that I'm  
17 familiar with that I've seen that did  
18 not use a vinyl covering had no  
19 problem.  
20 Q. Do you have any scientific journal,  
21 authoritative treatise, article,  
22 anything that has studied and compared  
23 (b)(1) walls versus (b)(3) walls in the

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1 context I'm asking you about right now  
2 to show that one is better or worse  
3 than the other?  
4 A. I think that all the information that  
5 we've provided substantiates that  
6 theory that placing a continual vapor  
7 barrier on the living side is not going  
8 to perform; therefore, having a wall  
9 with a higher perm rating will perform  
10 better. So even though it doesn't --  
11 it doesn't specifically name HUD  
12 standards (b)(1), (b)(2), the  
13 scientific -- or the science behind it  
14 is --  
15 Q. Well, that's my point. There's no --  
16 A. Yeah.  
17 Q. There's no specific piece of paper that  
18 you can point to authoritative that  
19 specifically compares (b)(1) to (b)(3)

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20 from a study standpoint and shows that  
21 one is better or worse than the other.  
22 A. Not one that specifically quotes (b)(1)  
23 and (b)(3).

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1 Q. So in your opinion, Southern Energy  
2 should have used (b)(3) as an  
3 alternative feasible design in this  
4 setting.  
5 A. They could have, as well they could  
6 have used (b)(1).  
7 Q. And what should they have done in  
8 (b)(1)?  
9 A. I've seen Southern Energy's own designs  
10 where they used a tape and texture and  
11 used a Kraft-back paper which meets the  
12 technical requirement of vapor barrier  
13 less than one perm but it's not  
14 continuous. It's folded back between  
15 each wall -- each wall stud. So now  
16 the wallboard is able to breathe,  
17 but -- and I've seen many homes in this  
18 manner that -- I've never seen a  
19 home -- one that -- where the wallboard  
20 is falling apart. And I've recently  
21 seen over the last few months DAPIA  
22 approval for that methodology.  
23 Q. Is it your testimony that Southern

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- 1 Energy should have used or could have  
2 used a Kraft-back paper turned to the  
3 inside and that that would have been a  
4 better design?
- 5 A. And then a paper-covered wallboard  
6 like -- like they're doing right now, a  
7 paper-covered wallboard or a tape and  
8 texture, something that removes that  
9 vapor barrier from the inside of that  
10 gypsum board. And that would have been  
11 a much better design.
- 12 Q. Have you ever given an opinion that  
13 Kraft-back turned to the inside is  
14 basically no better?
- 15 A. It's not optimal and it's still not  
16 right, but it works way better and I've  
17 never seen the gypsum board fall apart.
- 18 Q. All right. Well, none of these gypsum  
19 boards are falling apart in the Murphy  
20 home.
- 21 A. I disagree.
- 22 Q. Can you show me one wallboard that's  
23 falling apart or a picture of one?

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- 1 A. I can -- I can show you through there  
2 and I'll be glad to go take some more



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3 pictures. And I do have some pictures  
4 of the areas where the bumps are on the  
5 house.  
6 Q. Okay. Where are those?  
7 A. I think I have a couple maybe on my  
8 laptop. I did not use them -- utilize  
9 them in any of my reports.  
10 Q. Okay. Well, you understand that your  
11 time for expert report has come --  
12 A. I know.  
13 Q. -- and gone.  
14 A. I know. And those aren't used in  
15 there. I can only testify as to what I  
16 saw, but --  
17 Q. Well, show me in your report where you  
18 show evidence of a degrading wallboard.  
19 A. As I said earlier, I did not put that  
20 picture in my report.  
21 Q. So you've got no pictures of degrading  
22 wallboards in your report.  
23 A. No, not within my report. Only what I

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1 saw in the field.  
2 Q. Are there any other alternative  
3 feasible designs that you have  
4 authoritative sources which indicate  
5 that there is a better design than  
6 (b)(1) among the other choices in the  
7 HUD code?

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8 A. Other than (b)(1), I would say other  
9 than the use of vinyl-covered wallboard  
10 is what we spoke of. But --  
11 Q. But you don't have any --  
12 A. -- I'm --  
13 Q. What I'm looking for is any  
14 authoritative sources, testing,  
15 studies, anything to show that (b)(2)  
16 is better than (b)(1) or that (b)(3) is  
17 better than (b)(1) or that the waiver  
18 is better than (b)(1). I'm not aware  
19 of any such studies, if they exist.  
20 A. And that's -- the studies that  
21 specifically name (b)(1), (b)(3), no,  
22 sir, I do not.  
23 Q. Well, or the other designs, whether

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1 they name them that way or not, they --  
2 A. The -- yes, whether they name them that  
3 way or not, the principle, the science  
4 behind it, is spoke about in every one  
5 of the articles that I've offered up.  
6 Q. But where are they compared and  
7 analyzed from a comparison standpoint?  
8 Do you have anything in your array of  
9 exhibits that you can point me to?  
10 A. Well, my study, the removing the  
11 barriers, which are the homes where I  
12 removed the vinyl wallboard from the

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13 inside and monitored those walls over a  
14 period of the entire summer  
15 definitively shows that the wallboard  
16 with the -- without the vinyl works  
17 better than the nonvinyl. And one of  
18 the -- I have one house which -- in  
19 there which has a kraft-back turned to  
20 the inside in addition to the vinyl  
21 wallboard. So -- and -- and that's on  
22 one of them that's removed. So --  
23 Q. Other than your studies, are there any

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1 others?  
2 A. Not -- not that specifically depicts  
3 the (b)(1)/(b)(3) comparison as named.  
4 Q. And your study has never been  
5 peer-reviewed?  
6 A. Not yet, no, sir.  
7 Q. It's not published in any journal.  
8 A. No, sir.  
9 Q. It's never been scientifically  
10 validated by anyone other than you;  
11 correct?  
12 A. Not at this point. Ask me again next  
13 week.  
14 Q. And who is evaluating it right now?  
15 A. Building Science Corporation Joseph  
16 Lstiburek and John Straub.  
17 Q. Are these people that are now joining

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18 your expert team? Have you had  
19 discussions with them about that? You  
20 have to answer truthfully.  
21 A. Yes.  
22 Q. And have you retained them now?  
23 A. I'm not aware of the status.

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1 Q. Are they actively working on houses  
2 with you?  
3 A. I'm not aware of -- they've not  
4 actively been to a home with he.  
5 Q. Have you had conversations with them  
6 where discussions were had that they  
7 might start consulting with the Beasley  
8 team on these homes?  
9 A. Yes, sir.  
10 Q. And tell me about those conversations  
11 and what was said.  
12 A. I was recently at a building science --  
13 continuing education building science  
14 fundamentals with Joseph Lstiburek and  
15 John Straub. I've actually known  
16 Joseph Lstiburek for several years,  
17 been to his home and to the Westford  
18 symposium. We've had conversations in  
19 the past. He does -- he doesn't do the  
20 expert work; however, Dr. Straub does.  
21 And there was a conversation of --  
22 actually, Joseph Lstiburek has agreed

23                                   982parks.rough depo.txt  
to go -- or volunteered to go with me

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- 1       to the Manufactured Housing Consensus  
2       Committee, if granted an audience, to  
3       present the presentation and to support  
4       the change in the standard that I have  
5       submitted.  
6   Q.   You have submitted a standard to the  
7       consensus committee?  
8   A.   I have.  
9   Q.   Where is that? Do you know?  
10   A.   That's the removing the barriers, and  
11       the form is with it. It's already been  
12       given to Robert Solomon at NFPA.  
13   Q.   So Mr. Lstiburek has agreed to travel  
14       with you to any kind of consensus  
15       committee presentation?  
16   A.   He -- he asked to go. He wanted to go  
17       to that. He volunteered on his own.  
18   Q.   Is he playing any part or receiving any  
19       income in expert advice in the Beasley  
20       homes?  
21   A.   No, sir, he's not.  
22   Q.   The other fellow, Dr. Straube?  
23   A.   Yes, sir.

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- 1   Q.   what is his full name?